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**SCULLY, SCOTT, MURPHY  
& PRESSER, P.C.**

# Fax

**To:** Examiner Frank Wei Min Lu  
USPTO  
Art Unit: 1634  
Confirmation No.: 2123

**From:** Peter I. Bernstein, Esq.

**Fax:** (571) 273-8300

**Pages:** 11 (including cover)

**Phone:**

**Date:** December 21, 2007

**Re:** Akira Suyama, et al.  
U.S. Patent Appln. NO. 10/712,715  
Filed: November 13, 2003  
Our Docket: 14683Z

**CC:** Examiner Frank Wei Min Lu  
**FAX:** 571-273-0748

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**The following is attached herewith:** (A copy is also being transmitted directly to Examiner Wei Min Lu per his request)

1. Amendment Transmittal (in duplicate);
2. Supplemental Amendment Under 36 C.F.R. §1,121; and
3. Certificate of Facsimile dated December 21, 2007.

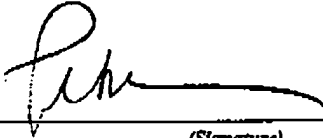
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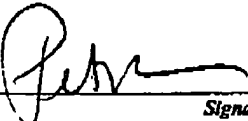
<b>CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)</b> Applicant(s): <b>Akira Suyama, et al.</b>			Docket No. <b>14683Z</b>	
Application No. <b>10/712,715</b>	Filing Date <b>November 13, 2003</b>	Examiner <b>Frank Wei Min Lu</b>	Group Art Unit <b>1634</b>	
Invention: <b>METHOD OF DETECTING NUCLEIC ACID</b>				
<p>I hereby certify that this <u>Supplemental Amendment Under 37 C.F.R. 1.121</u>  <i>(Identify type of correspondence)</i>          is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>571-273-8300</u>)          on <u>December 21, 2007</u>  <i>(Date)</i></p>				
<p style="text-align: right;"> <u>Peter I. Bernstein</u>  <i>(Typed or Printed Name of Person Signing Certificate)</i>    <i>(Signature)</i> </p>				
<p style="text-align: center;">Note: Each paper must have its own certificate of mailing.</p>				

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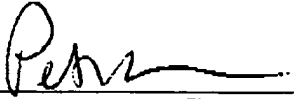
No. 4754 P. 3/11

AMENDMENT TRANSMITTAL LETTER (Large Entity)					Docket No.	
Applicant(s): Akira Suyama, et al.					14683Z	
Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.	
10/712,715	November 13, 2003	Frank Wei Min Lu	23389	1634	2123	
Invention: METHOD OF DETECTING NUCLEIC ACID						
<b>COMMISSIONER FOR PATENTS:</b>						
Transmitted herewith is an amendment in the above-identified application.						
The fee has been calculated and is transmitted as shown below.						
<b>CLAIMS AS AMENDED</b>						
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE	
TOTAL CLAIMS	5 -	33 =	0	x \$50.00	\$0.00	
INDEP. CLAIMS	1 -	3 =	0	x \$210.00	\$0.00	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00	
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00	
<input checked="" type="checkbox"/> No additional fee is required for amendment.						
<input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____						
<input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed.						
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<div style="display: flex; justify-content: space-between;"><div> Signature <b>Peter I. Bernstein,</b> Registration No. 43,497 Scully, Scott, Murphy &amp; Presser, P.C. 400 Garden City Plaza-STE 300 Garden City, New York 11530 (516) 742-4343</div><div>Dated: December 21, 2007</div></div>						
<div style="display: flex; justify-content: space-between;"><div>cc: PIB:ab</div><div><div style="border: 1px solid black; padding: 5px;"><p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22315-1450* [37 CFR 1.8(a)] on _____</p><p style="text-align: center;">(Date)</p><p style="text-align: center;">_____ Signature of Person Mailing Correspondence</p></div></div></div>						

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No. 4754 P. 4/11

<b>AMENDMENT TRANSMITTAL LETTER (Large Entity)</b>					Docket No. <b>14683Z</b>	
Applicant(s): Akira Suyama, et al.						
Application No. <b>10/712,715</b>	Filing Date <b>November 13, 2003</b>	Examiner <b>Frank Wei Min Lu</b>	Customer No. <b>23389</b>	Group Art Unit <b>1634</b>	Confirmation No. <b>2123</b>	
Invention: <b>METHOD OF DETECTING NUCLEIC ACID</b>						
<b><u>COMMISSIONER FOR PATENTS:</u></b>						
Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.						
<b>CLAIMS AS AMENDED</b>						
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE	
TOTAL CLAIMS	5 -	33 =	0	x \$50.00	\$0.00	
INDEP. CLAIMS	1 -	3 =	0	x \$210.00	\$0.00	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00	
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$0.00</b>	
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account <b>19-1013/SSMP</b> <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038. <b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>						
 _____ <i>Signature</i>			<b>Dated: December 21, 2007</b>			
<b>Peter I. Bernstein,</b> <b>Registration No. 43,497</b> <b>Scully, Scott, Murphy &amp; Presser, P.C.</b> <b>400 Garden City Plaza-STE 300</b> <b>Garden City, New York 11530</b> <b>(516) 742-4343</b>			<div style="border: 1px solid black; padding: 5px;">             I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1456, Alexandria, VA 22313-1456" [37 CFR 1.8(a)] on _____              _____  <i>(Date)</i>              _____  <i>Signature of Person Mailing Correspondence</i> </div>			
cc: PIB:ab						

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Applicants:** Akira Suyama, et al.

**Examiner:** Frank Wei Min Lu

**Serial No:** 10/712,715

**Art Unit:** 1634

**Filed:** November 13, 2003

**Docket:** 14683Z

**For:** METHOD OF DETECTING  
NUCLEIC ACID

**Dated:** December 21, 2007

**Confirmation No.:** 2123

Mail Stop Amendment  
Commissioner for Patents  
P.O. 1450  
Alexandria, VA 22313-1450

**SUPPLEMENTAL AMENDMENT UNDER 37 C.F.R. § 1.121**

Sir:

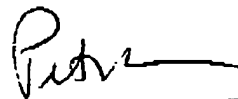
In response to the Final Action dated June 1, 2007 and the Advisory Action dated September 6, 2007, and in accordance with the provisions of 37 C.F.R. §1.121, Applicants respectfully request entry of the following amendment in the above-identified case supplemental to the Request for Continued Examination (RCE) submitted October 1, 2007.

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**CERTIFICATION OF FACSIMILE TRANSMISSION**

I hereby certify that this paper is being facsimile transmitted to (571) 273-8300 and (571) 273-0746 at the Patent and Trademark Office on the date shown below.

Dated: December 21, 2007



Peter I. Bernstein